

BRETT L. TOLMAN, United States Attorney (#8821)  
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IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH, CENTRAL DIVISION

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UNITED STATES OF AMERICA, : 2:05CR00202 DB  
Plaintiff, : MOTION TO WITHDRAW  
vs. : COUNSEL  
SHELBY ELIZABETH NICHOLS, :  
Defendant. : Hon. Dee Benson

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The United States Attorney, by and through the undersigned Assistant United States Attorney, hereby request that Barbara Bearnson's name be terminated from the above referenced case. Barbara Bearnson is no longer associated with the case.

Dated this 1st day of September, 2009.

BRETT L. TOLMAN  
United States Attorney

*/s/ Barbara Bearnson*

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BARBARA BEARNSON  
Assistant United States Attorney

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of the United States Attorney's Office, and that a copy of the foregoing Motion to Withdraw a Counsel was mailed postage prepaid, delivered through interoffice mail or electronically filed to all parties named below, this 1st day of September, 2009.

Benjamin C. McMurray  
Assistant Federal Defender  
Utah Federal Defender Office  
American Towers Plaza  
46 West Broadway, Suite 110  
Salt Lake City, Utah 84101

/s/ Cindy L. Dobyns  
Legal Assistant